



0400 08-08-01

PTO/SB/21 (6-98)

†

Please type a plus sign (+) inside this box → ☐Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/800,975	
	Filing Date	03/08/01	
	First Named Inventor	Magnussen et al	
	Group Art Unit	Unknown	
	Examiner Name	Unknown	
Total Number of Pages in This Submission		Attorney Docket Number	ELLIP-003A

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Charge Any Additional Fee Required, to Deposit Account No. 19-4330 <input type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Formal Drawing(s) (36 pages) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69 and Accompanying Petition) <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (<i>Appeal Notice, Brief, Reply Brief</i>) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Additional Enclosure(s) (<i>please identify below</i>):
REMARKS:		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual Name	Stetina Brunda Garred & Brucker - Lowell Anderson
Signature	<i>Lowell Anderson</i>
Date	08/09/01

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: <u>08/09/01</u>			
Typed or printed name	Carrie Shaffer		
Signature	<i>Carrie Shaffer</i>	Date	08/09/01

† SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, DC 20231 on the date indicated below:

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, Express Mail No. _____ on the date indicated below and is addressed to Commissioner of Patents, Washington, DC 20231 on the date indicated below

on August 9, 2001
(Date)


Signature

Carrie Shaffer
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

1. Transmittal Form;
2. Power of Attorney;
3. Copy of Assignment
4. Certificate of Mailing; and
5. postcard

Please type a plus sign (+) inside this box: ☐

PTO/SB/21 (11-99)

Approved for use through 8/31/00. OMB 0661-0033

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

+

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT,

Application Number	09/800,975
Filing Date	03/08/01
First Named Inventor	Magnussen et al
Group Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	ELLIP-003A

I hereby appoint:

☒ Practitioners at Customer Number

007663

Place Customer
Number Bar Code
Label here

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Lovell Anderson				
Address	Stetina Brunda Garred & Brucker				
Address	75 Enterprise, Suite 250				
City	Aliso Viejo	State	CA	ZIP	92656
Country	United States				
Telephone	(949) 855-1246	Fax	(949) 855-6371		

I am the:

☐ Applicant.

☒ Assignee of record of the entire interest
Certificate under 37 CFR 3.73(b) is enclosed

SIGNATURE of Applicant or Assignee of Record

Name	Bjoern Magnussen (CEO Elliptec Resonant Actuator)
Signature	<i>[Signature]</i>
Date	08/07/2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

+

ASSIGNMENT

WHEREAS, SIEMENS AKTIENGESELLSCHAFT, a German corporation having offices at Wittelsbacherplatz 2, Munich, Germany 80333 (hereinafter "ASSIGNOR"), represents and warrants that it is the sole owner of the entire right, title, and interest to certain new and useful improvements for which ASSIGNOR has filed the following United States patent applications and/or Letters Patents in the United States (hereinafter "the Patents"):

<u>Application No.</u>	<u>Filing Date</u>	<u>Title</u>
09/801,194	03/08/01	VIBRATORY MOTOR AND METHOD OF MAKING AND USING SAME
09/800,979	03/08/01	VIBRATORY MOTOR AND METHOD OF MAKING AND USING SAME
09/800,975	03/08/01	VIBRATORY MOTOR AND METHOD OF MAKING AND USING SAME
60/191,876	03/23/00	ELECTRIC MOTOR USING VIBRATION TO CONVERT ELECTRICAL ENERGY INTO MECHANICAL MOTION
60/236,005	09/27/00	ELECTRIC MOTOR USING VIBRATION TO CONVERT ELECTRICAL ENERGY INTO MECHANICAL MOTION
60/231,001	09/08/00	ELECTRIC MOTOR USING VIBRATION TO CONVERT ELECTRICAL ENERGY INTO MECHANICAL MOTION
60/215,438	06/30/00	ELECTRIC MOTOR USING VIBRATION TO CONVERT ELECTRICAL ENERGY INTO MECHANICAL MOTION
60/215,686	06/30/00	ELECTRIC MOTOR USING VIBRATION TO CONVERT ELECTRICAL ENERGY INTO MECHANICAL MOTION
60/210,441	05/08/00	THREE DIMENSIONAL VIBRATION CAMERA MEASURING DEVICE AND METHODS

WHEREAS, ELLIPTEC RESONANT ACTUATOR AKTIENGESELLSCHAFT, a German corporation having offices at Buernerthelistrasse 10, 44379 Dortmund, Germany (hereinafter "ASSIGNEE") desires to purchase the entire right, title, and interest in and to the inventions disclosed in the Patents;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) to ASSIGNOR, and other good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby further acknowledges that it has sold, assigned, and transferred, and by these presents does hereby sell, assign, and transfer, unto ASSIGNEE, its successors, legal representatives, and assigns, the entire right, title, and interest throughout the world in, to, and under the said improvements, and the said Patents and all Patents that may be granted thereon, and all divisions, continuations, reissues, reexaminations, renewals, and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent that may hereafter be filed for said improvements or for the said Patents in any country or countries foreign to the United States; and ASSIGNOR hereby authorizes and requests the Commissioner of Patents of the United States, and any Official of any country foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements and all Letters Patents resulting from the Patents to ASSIGNEE, its successors, legal representatives, and assigns, in accordance with the terms of this Agreement.

ASSIGNOR does hereby sell, assign, transfer, and convey to ASSIGNEE, its successors, legal representatives, and assigns all claims for damages and all remedies arising out of any violation of the rights assigned hereby that may have accrued prior to the date of assignment to ASSIGNEE, or may accrue hereafter, including, but not limited to, the right to sue for, collect, and retain damages for past infringements of the said issued Letters Patents;

ASSIGNOR hereby covenants and agrees that it will communicate to ASSIGNEE, its successors, legal representatives, and assigns any facts known to ASSIGNOR respecting the Patents immediately upon becoming aware of those facts, and that it will testify truthfully in any legal proceeding involving any of the Patents, will sign all lawful papers, execute all divisional, continuing, and reissue applications, make all rightful oaths, and will generally do everything lawfully possible to aid ASSIGNEE, its successors, legal representatives, and assigns to obtain and enforce the Patents in all countries.

In case of insolvency and/or liquidation of ASSIGNEE, the ASSIGNOR is entitled to acquire all intellectual property rights regarding the improvements that are the subject of this Assignment. At the request of ASSIGNOR or ASSIGNEE, or the receiver of ASSIGNEE, this price shall be determined by an independent expert to be selected by both parties in common. The costs for an appropriate evaluation of such price are borne by ASSIGNOR. If any third party offers a better price at the time of evaluation until the time of transfer, as compared to the evaluated price, then ASSIGNOR may only acquire the intellectual property rights for the better price.

München, August 1, 2001

Siemens Aktiengesellschaft

Dr. Gemünden
Dr. Gemünden

J. V. Brachmann
Brachmann

Date: 2.8.2001

H. Schmitz

Witness
W. Schmitz

Witness

Date: 2.8.2001